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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re:

PG&E CORPORATION,

- and -

PACIFIC GAS AND ELECTRIC COMPANY,

Debtors.

Affects PG&E Corporation
 Affects Pacific Gas and Electric Company
 Affects both Debtors

** All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

Case No. 19-30088 (DM)
Chapter 11
(Lead Case)
(Jointly Administered)

**STIPULATION ENLARGING TIME
FOR ALMA EUGENIO FUENTES,
TITO FUENTES, JR., AND TITO
FUENTES, III TO FILE PROOFS
OF CLAIM**

[Related to Dkt. Nos. 8612-13]

Resolving Motion set for Hearing on
August 25, 2020 at 10:00 am PT

1 PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the
2 “**Utility**”), as reorganized debtors (collectively, the “**Debtors**” and as reorganized pursuant to the
3 Plan (as defined below), the “**Reorganized Debtors**”) in the above-captioned cases (the “**Chapter**
4 **11 Cases**”), on the one hand, and Alma Eugenio Fuentes, Tito Fuentes, Jr., and Tito Fuentes, III
5 (“**Movants**”), on the other hand, by and through their respective counsel, hereby submit this
6 stipulation (the “**Stipulation**”) for an order enlarging the time for Movants to file proofs of claim
7 in the Chapter 11 Cases as set forth herein. The Reorganized Debtors and Movants are referred
8 to in this Stipulation collectively as the “**Parties**,” and each as a “**Party**.” The Parties hereby
9 stipulate and agree as follows:

10 **RECITALS**

11 A. On January 29, 2019 (the “**Petition Date**”), the Debtors commenced these Chapter
12 11 Cases in the United States Bankruptcy Court for the Northern District of California (the
13 “**Bankruptcy Court**”).

14 B. By Order dated July 1, 2019 [Docket No. 2806] (the “**Bar Date Order**”), the
15 Bankruptcy Court set October 21, 2019 at 5:00 p.m. (Prevailing Pacific Time) (the “**Original Bar**
16 **Date**”) as the deadline in these Chapter 11 Cases for filing proofs of claim in respect of any of
17 prepetition claim (as defined in section 101(5) of the Bankruptcy Code) against either of the
18 Debtors, including all claims of Fire Claimants,¹ Wildfire Subrogation Claimants, Governmental
19 Units (as defined in section 101(27) of the Bankruptcy Code), and Customers, and for the
20 avoidance of doubt, including all secured claims and priority claims.

21 C. By Order dated November 11, 2019, the Bankruptcy Court extended the Bar Date
22 until December 31, 2019 at 5:00 p.m. (Prevailing Pacific Time), solely for the benefit of any non-
23 governmental Fire Claimants who had not filed proofs of claim by the Original Bar Date.

24 D. By Order dated June 20, 2020 [Dkt. No. 8053] the Bankruptcy Court confirmed the
25 *Debtors’ and Shareholder Proponents’ Joint Chapter 11 Plan of Reorganization Dated June 19,*

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27 ¹ Capitalized terms used but not otherwise herein defined have the meanings ascribed to such
28 terms in the Bar Date Order or the Plan (as defined below), as applicable.

1 2020 (as may be further modified, amended or supplemented from time to time, and together with
2 any exhibits or scheduled thereto, the “**Plan**”). The Effective Date of the Plan occurred on July 1,
3 2020. *See* Dkt. No. 8252.

4 E. On July 31, 2020, Movants filed the *Motion to Allow/Deem Timely Late Filing of*
5 *Proof of Claim by Alma Eugenio Fuentes, Tito Fuentes, Jr., and Tito Fuentes, III* [Dkt. No. 8612]
6 (the “**Motion**”), in which Movants assert they should be permitted to file late claims for damages
7 allegedly sustained as a result of the North Bay Fires (the “**Asserted Fire Victim Claims**”). The
8 Motion is set for hearing on August 25, 2020 (the “**Hearing**”). *See* Dkt. No. 8613.

9 F. On July 24, 2020, Alma Eugenio Fuentes filed Proof of Claim No. 105923; Tito
10 Fuentes, Jr. filed Proof of Claim No. 105922; and Tito Fuentes, III filed Proof of Claim No. 105921,
11 on account of their respective Asserted Fire Victim Claims (the “**Proofs of Claim**”).

12 G. Pursuant to the Plan, all Fire Victim Claims were channeled to the Fire Victim Trust
13 on the Effective Date and are subject to the Channeling Injunction, and any liabilities of the Debtors
14 or the Reorganized Debtors, as applicable, for any Fire Victim Claims have been fully assumed by,
15 and are the sole responsibility of, the Fire Victim Trust, and shall be satisfied solely from the assets
16 of the Fire Victim Trust. *See* Plan §§ 4.7(a), 4.26(c), 6.7(a).

17 H. The Reorganized Debtors have raised with Movants certain informal objections to the
18 relief requested in the Motion.

19 I. The Fire Victim Trustee has reviewed the Stipulation and, based on the facts
20 presented in the Motion, has no objection to the agreements set forth herein or to entry of an Order
21 approving the terms of the Stipulation.

22 J. The Parties hereto desire to resolve their issues regarding the Motion.

23 **NOW, THEREFORE, UPON THE FOREGOING RECITALS, WHICH ARE**
24 **INCORPORATED AS THOUGH FULLY SET FORTH HEREIN, IT HEREBY IS**
25 **STIPULATED AND AGREED, BY AND BETWEEN THE PARTIES, THROUGH THE**
UNDERSIGNED, AND THE PARTIES JOINTLY REQUEST THE BANKRUPTCY COURT
TO ORDER, THAT:

26 1. The Proofs of Claim shall be deemed timely filed.

27 2. The Proofs of Claim and the Asserted Fire Victim Claims shall for all purposes be
28 treated and classified as Fire Victim Claims under the Plan, and shall be fully assumed by, and the

1 sole responsibility of, the Fire Victim Trust and subject to the Channeling Injunction, to be
2 administered, processed, settled, disallowed, resolved, liquidated, satisfied, and/or paid in
3 accordance with the Fire Victim Trust Agreement and the Fire Victim Claims Resolution
4 Procedures. Movants shall have no further recourse against the Debtors or Reorganized Debtors, as
5 applicable, with respect to the Proofs of Claim or the Asserted Fire Victim Claims.

6 3. Nothing herein is intended to, nor shall it be construed to be, a waiver by the Debtors
7 or the Reorganized Debtors, as applicable, the Fire Victim Trust, or any other party in interest of any
8 right to object to the Asserted Fire Victim Claims or the Proofs of Claim on any grounds other than
9 the untimely filing thereof.

10 4. Nothing herein is intended to, nor shall it be construed to be, a waiver by Movants of
11 their rights to assert any right in contravention to or in opposition of any asserted challenge to the
12 Asserted Fire Victim Claims or the Proofs of Claim.

13 5. Upon entry of an Order approving the terms of this Stipulation, the Motion shall be
14 deemed withdrawn with prejudice, and the Hearing vacated.

15 6. In the event that the terms of this Stipulation are not approved by the Bankruptcy
16 Court, it shall be null and void and have no force or effect and the Parties agree that, in such
17 circumstances, this Stipulation shall be of no evidentiary value whatsoever in any proceedings.

18 7. This Stipulation shall be binding on the Parties and each of their successors in
19 interest.

20 8. This Stipulation shall constitute the entire agreement and understanding of the Parties
21 relating to the subject matter hereof and supersede all prior agreements and understandings relating
22 to the subject matter hereof.

23 9. This Stipulation may be executed in counterparts, each of which shall be deemed an
24 original but all of which together shall constitute one and the same agreement.

25 10. The Bankruptcy Court shall retain jurisdiction to resolve any disputes or
26 controversies arising from this Stipulation or any Order approving the terms of this Stipulation.

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Dated: August 11, 2020

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WEIL GOTSHAL & MANGES LLP

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4

/s/ Matthew Goren

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Matthew Goren, Esq.

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*Attorneys for Debtors
and Reorganized Debtors*

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Dated: August 11, 2020

MARSHACK HAYS LLP

/s/ Laila Masud

Laila Masud, Esq.

*Attorneys for Alma Eugenio Fuentes, Tito
Fuentes, Jr., and Tito Fuentes, III*